

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: M. ARIMOTO, et al.
Application No.: New Patent Application
Filed: October 10, 2003
For: NETWORK MONITORING SYSTEM

CLAIM FOR PRIORITY

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

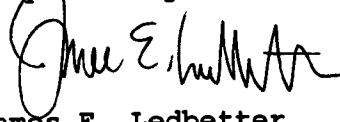
The benefit of the filing date of the following prior foreign application filed in the following foreign country is hereby requested for the above-identified application and the priority provided in 35 USC 119 is hereby claimed:

Japanese Appln. 2002-299997, filed October 15, 2002.

In support of this claim, a certified copy of said original foreign application is filed herewith.

It is requested that the file of this application be marked to indicate that the requirements of 35 USC 119 have been fulfilled and that the Patent and Trademark Office kindly acknowledge receipt of this document.

Respectfully submitted,



James E. Ledbetter
Registration No. 28,732

Date: October 10, 2003

JEL/apg
Attorney Docket No. L8612.03103
STEVENS, DAVIS, MILLER & MOSHER, L.L.P.
1615 L Street, NW, Suite 850
P.O. Box 34387
Washington, DC 20043-4387
Telephone: (202) 785-0100
Facsimile: (202) 408-5200

10/682,507

NETWORK MONITORING SYSTEM

008612-03103

02-13-

2012:11:52:41

This application is officially maintained in electronic form. To View: Click the desired Document Description. To Download and Print: Check the desired document(s) and click PDF.

Bibliographic Data

Mail Room Date	Document Code	Document Description	Document Category	Page Count
12-14-2011	INTV.SUM.APP	Applicant Initiated Interview Summary (PTOL-413)	PROSECUTION	6
12-14-2011	NOA	Notice of Allowance and Fees Due (PTOL-85)	PROSECUTION	4
12-14-2011	BIB	Bibliographic Data Sheet	PROSECUTION	1
12-14-2011	SRNT	Examiner's search strategy and results	PROSECUTION	7
12-14-2011	SRNT	Examiner's search strategy and results	PROSECUTION	2
12-14-2011	IIFW	Issue Information including classification, examiner, name, claim, renumbering, etc.	PROSECUTION	1
12-14-2011	FWCLM	Index of Claims	PROSECUTION	1
12-14-2011	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1
12-14-2011	1449	List of References cited by applicant and considered by examiner	PROSECUTION	1
12-13-2011	INTRVIEW.APP	Applicant summary of interview with examiner	PROSECUTION	1
12-13-2011	N417	EFS Acknowledgment Receipt	PROSECUTION	2
11-29-2011	A...	Amendment/Req. Reconsideration-After Non-Final Reject	PROSECUTION	1
11-29-2011	CLM	Claims	PROSECUTION	10
11-29-2011	REM	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	3
11-29-2011	N417	EFS Acknowledgment Receipt	PROSECUTION	2
11-29-2011	TRAN.LET	Transmittal Letter	PROSECUTION	1
11-29-2011	WFEE	Fee Worksheet (SB06)	PROSECUTION	1
08-29-2011	CTNF	Non-Final Rejection	PROSECUTION	6
08-29-2011	892	List of references cited by examiner	PRIOR ART	1
08-29-2011	SRNT	Examiner's search strategy and results	PROSECUTION	6
08-29-2011	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1
08-29-2011	FWCLM	Index of Claims	PROSECUTION	1
05-16-2011	M327	Miscellaneous Communication to Applicant - No Action Count	PROSECUTION	2
05-09-2011	STATUS.LET	Request for status of Application	PROSECUTION	1
05-09-2011	N417	EFS Acknowledgment Receipt	PROSECUTION	2
08-10-2010	RCEX	Request for Continued Examination (RCE)	PROSECUTION	1
08-10-2010	TRAN.LET	Transmittal Letter	PROSECUTION	1
08-10-2010	AMSB	Amendment Submitted/Entered with Filing of CPA/RCE	PROSECUTION	1
08-10-2010	CLM	Claims	PROSECUTION	9
08-10-2010	REM	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	4
08-10-2010	WFEE	Fee Worksheet (SB06)	PROSECUTION	2
08-10-2010	N417	EFS Acknowledgment Receipt	PROSECUTION	2

08-10-2010	WFEE	Fee Worksheet (SB06)	PROSECUTION	1
06-10-2010	CTFR	Final Rejection	PROSECUTION	9
06-10-2010	892	List of references cited by examiner	PRIOR ART	1
06-10-2010	FWCLM	Index of Claims	PROSECUTION	1
06-10-2010	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1
06-10-2010	SRNT	Examiner's search strategy and results	PROSECUTION	3
02-25-2010	A...	Amendment/Req. Reconsideration-After Non-Final Reject	PROSECUTION	1
02-25-2010	CLM	Claims	PROSECUTION	10
02-25-2010	REM	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	7
02-25-2010	N417	EFS Acknowledgment Receipt	PROSECUTION	2
02-25-2010	TRAN.LET	Transmittal Letter	PROSECUTION	1
02-25-2010	WFEE	Fee Worksheet (SB06)	PROSECUTION	1
11-25-2009	CTNF	Non-Final Rejection	PROSECUTION	10
11-25-2009	892	List of references cited by examiner	PRIOR ART	1
11-25-2009	SRNT	Examiner's search strategy and results	PROSECUTION	7
11-25-2009	FWCLM	Index of Claims	PROSECUTION	1
11-25-2009	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1
08-13-2009	AP.B	Appeal Brief Filed	PROSECUTION	26
08-13-2009	N417	EFS Acknowledgment Receipt	PROSECUTION	2
08-13-2009	TRAN.LET	Transmittal Letter	PROSECUTION	1
07-13-2009	CTMS	Miscellaneous Action with SSP	PROSECUTION	2
06-16-2009	AP.B	Appeal Brief Filed	PROSECUTION	24
06-16-2009	WFEE	Fee Worksheet (SB06)	PROSECUTION	2
06-16-2009	N417	EFS Acknowledgment Receipt	PROSECUTION	2
06-16-2009	TRAN.LET	Transmittal Letter	PROSECUTION	1
04-27-2009	N/AP	Notice of Appeal Filed	PROSECUTION	1
04-27-2009	WFEE	Fee Worksheet (SB06)	PROSECUTION	2
04-27-2009	N417	EFS Acknowledgment Receipt	PROSECUTION	2
04-27-2009	XT/	Extension of Time	PROSECUTION	1
03-31-2009	CTAV	Advisory Action (PTOL-303)	PROSECUTION	3
03-31-2009	ANE.I	Amendment After Final or under 37CFR 1.312, initialed by the examiner.	PROSECUTION	2
03-12-2009	C.AD	Change of Address	PROSECUTION	1
03-12-2009	N417	EFS Acknowledgment Receipt	PROSECUTION	2
02-26-2009	A.NE	Amendment After Final	PROSECUTION	2
02-26-2009	REM	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	5
02-26-2009	N417	EFS Acknowledgment Receipt	PROSECUTION	2
11-26-2008	CTFR	Final Rejection	PROSECUTION	10
11-26-2008	892	List of references cited by examiner	PRIOR ART	1
11-26-2008	FWCLM	Index of Claims	PROSECUTION	1
11-26-2008	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1
11-26-2008	1449	List of References cited by applicant and considered by examiner	PRIOR ART	1
11-26-2008	TRAN.LET	Transmittal Letter	PROSECUTION	2
11-26-2008	IDS	Information Disclosure Statement (IDS) Form (SB08)	PROSECUTION	1

11-26-2008	TRAN.LET	Transmittal Letter	PROSECUTION	1
11-26-2008	FOR	Foreign Reference	PRIOR ART	2
11-26-2008	WFEE	Fee Worksheet (SB06)	PROSECUTION	2
11-26-2008	N417	EFS Acknowledgment Receipt	PROSECUTION	3
08-22-2008	A...	Amendment/Req. Reconsideration-After Non-Final Reject	PROSECUTION	1
08-22-2008	CLM	Claims	PROSECUTION	9
08-22-2008	REM	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	3
08-22-2008	LET.	Miscellaneous Incoming Letter	PROSECUTION	1
08-22-2008	XT/	Extension of Time	PROSECUTION	1
08-22-2008	WFEE	Fee Worksheet (SB06)	PROSECUTION	2
08-22-2008	N417	EFS Acknowledgment Receipt	PROSECUTION	2
08-22-2008	WFEE	Fee Worksheet (SB06)	PROSECUTION	1
06-20-2008	IDS	Information Disclosure Statement (IDS) Form (SB08)	PROSECUTION	1
06-20-2008	FOR	Foreign Reference	PRIOR ART	8
06-20-2008	FOR	Foreign Reference	PRIOR ART	12
06-20-2008	NPL	Non Patent Literature	PRIOR ART	9
06-20-2008	TRAN.LET	Transmittal Letter	PROSECUTION	2
05-15-2008	CTNF	Non-Final Rejection	PROSECUTION	10
05-15-2008	892	List of references cited by examiner	PRIOR ART	1
05-15-2008	FWCLM	Index of Claims	PROSECUTION	1
05-15-2008	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1
02-15-2008	RCEX	Request for Continued Examination (RCE)	PROSECUTION	1
02-15-2008	XT/	Extension of Time	PROSECUTION	1
02-15-2008	WFEE	Fee Worksheet (SB06)	PROSECUTION	2
02-15-2008	N417	EFS Acknowledgment Receipt	PROSECUTION	3
02-15-2008	AMSB	Amendment Submitted/Entered with Filing of CPA/RCE	PROSECUTION	1
02-15-2008	CLM	Claims	PROSECUTION	8
02-15-2008	REM	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	2
02-15-2008	LET.	Miscellaneous Incoming Letter	PROSECUTION	1
02-15-2008	WFEE	Fee Worksheet (SB06)	PROSECUTION	1
12-31-2007	CTAV	Advisory Action (PTOL-303)	PROSECUTION	3
12-31-2007	ANE.I	Amendment After Final or under 37CFR 1.312, initialed by the examiner.	PROSECUTION	1
11-15-2007	LET.	Miscellaneous Incoming Letter	PROSECUTION	1
11-15-2007	A.NE	Amendment After Final	PROSECUTION	1
11-15-2007	CLM	Claims	PROSECUTION	9
11-15-2007	REM	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	2
11-15-2007	N417	EFS Acknowledgment Receipt	PROSECUTION	2
11-15-2007	WFEE	Fee Worksheet (SB06)	PROSECUTION	1
08-15-2007	CTFR	Final Rejection	PROSECUTION	9
08-15-2007	892	List of references cited by examiner	PRIOR ART	1
08-15-2007	FWCLM	Index of Claims	PROSECUTION	1
08-15-2007	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1
08-09-2007	SRNT	Examiner's search strategy and results	PROSECUTION	1

08-07-2007	SRNT	Examiner's search strategy and results	PROSECUTION	4
06-22-2007	WFEE	Fee Worksheet (SB06)	PROSECUTION	1
06-21-2007	A...	Amendment/Req. Reconsideration-After Non-Final Reject	PROSECUTION	2
06-21-2007	CLM	Claims	PROSECUTION	11
06-21-2007	REM	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	4
05-02-2007	CTNF	Non-Final Rejection	PROSECUTION	8
05-02-2007	1449	List of References cited by applicant and considered by examiner	PRIOR ART	1
05-02-2007	892	List of references cited by examiner	PRIOR ART	1
05-02-2007	FWCLM	Index of Claims	PROSECUTION	1
05-02-2007	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1
05-02-2007	BIB	Bibliographic Data Sheet	PROSECUTION	1
04-26-2007	SRNT	Examiner's search strategy and results	PROSECUTION	3
01-29-2004	DRW	Drawings-only black and white line drawings	PROSECUTION	10
01-12-2004	PEFN	Pre-Exam Formalities Notice	PROSECUTION	1
10-10-2003	TRNA	Transmittal of New Application	PROSECUTION	4
10-10-2003	SPEC	Specification	PROSECUTION	24
10-10-2003	CLM	Claims	PROSECUTION	8
10-10-2003	ABST	Abstract	PROSECUTION	1
10-10-2003	DRW	Drawings-only black and white line drawings	PROSECUTION	10
10-10-2003	OATH	Oath or Declaration filed	PROSECUTION	4
10-10-2003	IDS	Information Disclosure Statement (IDS) Form (SB08)	PROSECUTION	2
10-10-2003	FOR	Foreign Reference	PRIOR ART	10
10-10-2003	FRPR	Certified Copy of Foreign Priority Application	PRIOR ART	37
10-10-2003	WFEE	Fee Worksheet (SB06)	PROSECUTION	1
10-10-2003	WFEE	Fee Worksheet (SB06)	PROSECUTION	1

[Close Window](#)

Office Action Summary	Application No.		Applicant(s)	
	10/682,507		ARIMOTO ET AL.	
	Examiner		Art Unit	
	Joiya M. Cloud		2144	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 10 October 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-24 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 10 October 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>10/10/2003</u> | 6) <input type="checkbox"/> Other: _____ |